

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

MONDAY, THE 10TH SEPTEMBER 2007 / 19TH BHADRA 1929

Bail Appl..No. 5410 of 2007()

CRMP.7788/2007 of J.M.F.C.-III, PUNALUR
CRIME NO.479/2007 OF PUNALUR POLICE STATION
.....

: PETITIONER/4TH ACCUSED

RAJESH, AGED 25 YEARS,
S/O. RAVI, CHARUVILA PUTHEN VEEDU,
VILAKKUVATTAM MURI, VALACODE VILLAGE.

BY ADV. SRI.R.ARUN RAJ

RESPONDENTS: COMPLAINANT

STATE OF KERALA
REPRESENTED BY SUB INSPECTOR OF POLICE
PUNALUR POLICE STATION (CRIME NO.479 OF 2007)
REP. BY PUBLIC PROSECUTOR, HIGH COURT OF KERALA
ERNAKULAM.

BY PUBLIC PROSECUTOR SRI.S.U.NAZER

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION
ON 10/09/2007, THE COURT ON THE SAME DAY PASSED THE
FOLLOWING:

R.BASANT, J

B.A.No.5410 of 2007

Dated this the 10th day of September, 2007

ORDER

Application for regular bail. The petitioner is the 4th accused. Altogether there are 6 accused persons. They face allegations, inter alia, under Sections 308, 324 & 452 I.P.C. The crux of the allegations against the petitioner is that he was one of the members of an unlawful assembly of persons who in prosecution of their common object and on account of animosity with the husband of the defacto complainant allegedly trespassed into the residential building of the defacto complainant on 27.08.07 and indulged in wanton acts of violence using weapons - sticks and stones. The alleged incident took place on 27.08.07. The petitioner was arrested on 31.08.07. He continues in custody from that date.

2. The learned counsel for the petitioner prays, the learned Public Prosecutor does not oppose the said prayer on condition that appropriate safeguards may be insisted and and I am satisfied in the facts and circumstances of this case that the petitioner can now be released on bail subject to appropriate terms and conditions.

3. In the result, this application is allowed. The petitioner shall be released on bail on the following terms and conditions.

i) The petitioner shall execute a bond for Rs.50,000/- (Rupees Fifty thousand only) with two solvent sureties each for the like sum to the satisfaction of the learned Magistrate;

ii) The petitioner shall make himself available for interrogation before the Investigating Officer between 10 a.m and 12 noon on all Mondays and Fridays for a period of two months and thereafter as and when directed by the Investigating Officer in writing to do so.

(R.BASANT, JUDGE)

rtr/-